



**DEPARTMENT OF THE NAVY
HEADQUARTERS
NAVAL CRIMINAL INVESTIGATIVE SERVICE
27130 TELEGRAPH ROAD
QUANTICO VA 22134-2253**

5720 2018-001385
SER00LJF/17U2485
December 15, 2017

Mr. Nick Turse
The Nation Institute
100 Manhattan Avenue, Apt. 2109
Union City, NJ 07087

Dear Mr. Turse:

This responds to your November 15, 2017 electronic Freedom of Information Act (FOIA) request seeking copies of the Report of Investigation (Closed) reports to various Case Control Numbers (CCNs) to investigations, totaling fifteen reports, conducted by this Service, to include CCN: 21MAR13-MEKE-0007-7GNA.

The closing reports to the requested CCNs, specifically cited as:

06DEC13-MEDJ-0129-8SNA
08MAY14-MEKE-0005-7XCR
12JUN13-MEDJ-0063-7HNA
15FEB13-MEKE-0004-7MNA
16JUL13-MEDJ-0076-7GNA
16NOV14-MEDJ-0121-8SNA
18NOV14-MEDJ-0122-8SCR
18OCT13-MEDJ-0113-7GMA
19APR13-MEDJ-0045-7GNA
19DEC13-MEDJ-0133-7GNA
19DEC13-MEDJ-0134-8SNA
20JUL13-MEDJ-0079-8SNA
21AUG13-MEDJ-0095-8XNA
22AUG13-EUSA-0103-8SMA

have been gleaned from our Consolidated Law Enforcement Operations Center (CLEOC) database, with the exclusion of CCN: 21MAR13-MEKE-0007-7GNA, Please be advised that, due to an administrative error, this CCN was inadvertently entered into the CLEOC database and therefore, no investigative material exists.

The processing of the closing reports to the remaining fourteen investigations has been completed. Our review of these documents reveals that they contain personal identifiers (such as names and social security numbers) of third parties, the release of which would constitute an unwarranted invasion of personal privacy. Accordingly, we must partially deny your request and withhold this information pursuant to the FOIA provisions 5 U.S.C. § 552(b)(6) and (b)(7)(C).

All releasable information is provided to you at enclosure (1). We have also provided an enclosure explaining the various exemptions of the FOIA.

Some of the reports contain information proprietary to various government agencies. Therefore, we are forwarding them to the respective agencies for review and return to us. Once their responses have been collectively received, we will further correspond with you.

As the official responsible for the partial denial of your request, I am advising you of your right to appeal this determination. Your appeal must be postmarked within 90 calendar days from the date of this letter and should be addressed to the Secretary of the Navy's designee: Office of the Judge Advocate General, (Code 14), 1322 Patterson Avenue, S.E., Suite 3000, Washington Navy Yard, D.C. 20374-5066. The envelope and letter must bear the annotation "FOIA Appeal". A copy of your initial request and a copy of this partial denial letter must accompany the appeal.

If you choose not to appeal, you have the right to seek dispute resolution services. You may contact the Department of the Navy's FOIA public liaison, Mr. Chris Julka, at christopher.a.julka@navy.mil or (703) 697-0031 or the Office of Government Information Services (<https://ogis.archives.gov/>).

Should you have any questions concerning the processing of your request, please contact our office at (571) 305-9092 or via electronic mail at ncis_foia@ncis.navy.mil.

Sincerely,

\\s\\

KAREN RICHMAN
CDR, JAGC, USN



Explanation of the Nine FOIA Exemptions

The following is a list of FOIA exemptions which apply to Government information in accordance with 5 U.S.C. § 552(b):

(b)(1) EXEMPTION – Protects Classified Matters of National Defense or Foreign Policy.

This exemption protects from disclosure national security information concerning the national defense or foreign policy, provided that it has been properly classified in accordance with the substantive and procedural requirements of an executive order.

(b)(2) EXEMPTION – Internal Personnel Rules and Practices.

This exemption exempts from mandatory disclosure records “related solely to the internal personnel rules and practices of an agency.” Courts have interpreted the exemption to encompass two distinct categories of information:

- (a) Internal matters of a relatively trivial nature – sometimes referred to as “low2” information: and

(b)(3) EXEMPTION – Information Specifically Exempted by Other Statutes:

This exemption incorporates the disclosure prohibitions that are contained in various other federal statutes. As originally enacted in 1966, Exemption 3 was broadly phrased so as to simply cover information “specifically exempted from disclosure by statute.” The new Exemption 3 statute prohibits agencies from releasing under the FOIA proposals, “unless that proposal” is set forth or incorporated by reference in a contract entered into between the agency and the contractor that submitted the proposal.”

(b)(4) EXEMPTION – Trade Secrets Commercial or Financial Information.

This exemption protects “trade secrets and commercial or financial information obtained from a person (this is) privileged or confidential.” This exemption is intended to protect the interest of both the government and submitter of information.

(b)(5) EXEMPTION – Privileged Interagency or Intra-Agency Memoranda or Letters.

This exemption protects “inter-agency or intra-agency memorandums of letters which would not be available by law to a party... in litigation with the agency.” As such, it has been construed to “exempt those documents, and only those documents, normally privileged in the civil discovery context.”

(b)(6) EXEMPTION- Personal Information Affecting an Individual’s Privacy.

This exemption permits the government to withhold all information about individuals in “personnel and medical files and similar files” when the disclosure of such information “would constitute a clearly unwarranted invasion of personal privacy.” This exemption cannot be invoked to withhold from a requester information pertaining to the requester.

(b)(7) EXEMPTION – Investigatory Records Compiled for Law Enforcement Purposes.

As amended, this exemption protects from disclosure “records or information compiled for law enforcement purposes.

EXEMPTION 7(A) Records of information that could reasonably be expected to interfere with enforcement proceedings. This exemption authorizes the withholding of “records or information compiled for law enforcement purposes, but only to the extent that production of such law enforcement records or information... could reasonably be expected to interfere with enforcement proceedings.”

EXEMPTION 7(B) Disclosure which would deprive a person of a fair trial or an impartial adjudication. Records that would prevent prejudicial pretrial publicity that could impair a proceeding, protect “records of information compiled for law enforcement purposes (the disclosure of which) would deprive a person of the right to a fair trial or an impartial adjudication.”

EXEMPTION 7(C) Personal Information in Law Enforcement Records. This exemption provides protection for personal information in law enforcement records. This exemption is the law enforcement counterpart to Exemption 6, providing protection for law enforcement information the disclosure of which “could reasonably be expected to constitute an unwarranted invasion of personal privacy.”

EXEMPTION 7(D) Identity of a Confidential Source. This exemption provides protection for “records or information compiled for law enforcement purposes (which) could reasonably be expected to disclose the identity of a confidential source – including a State, local or foreign agency or authority or any private institution which furnished information on a confidential basis – and, in the case of a record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source.”

EXEMPTION 7(E) Circumvention of the Law. This exemption affords protection to all law enforcement information which “would disclose techniques and procedures for law enforcement investigation or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law.”

EXEMPTION 7(F) Physical Safety to Protect a wide Range of individuals. This exemption permits the withholding of information necessary to protect the physical safety of a wide range of individuals. Whereas Exemption 7(F) previously protected records that “would... endanger the life or physical safety of law enforcement personnel.” The amended exemption provides protection to “any individual when disclosure of information about him or her “could reasonably be expected to endanger (his/her) life or physical safety.”

(b)(8) EXEMPTION – Records of Financial Institutions.

This exemption covers matters that are “contained in or related to examinations, operating, or condition reported prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions.”

(b)(9) EXEMPTION – Geographical and Geophysical Information Concerning Wells.

This exemption covers “geological and geophysical information and data, including maps concerning wells.”

Page 1 redacted for the following reason:

Page (1): Case Control Number: 06DEC13-MEDJ-0129-8SNA/C - Referred to the Air Force Office of Special Investigations for review/return

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INFO)

09MAY14

SPECIAL INQUIRY (II)

CONTROL: 08MAY14-MEKE-0005-7XCR

I/RESIDENCE OF DOD MEMBER VANDALIZED

COMMAND/US DEFENSE ATTACHE OFFICE, US EMBASSY NAIROBI/W1V06

MADE AT/MEKE/FORCE PROTECTION DETACHMENT KENYA (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) Statement of (b)(6), (b)(7)(C) USAF/05May14...(Copy All)
- (2) Depiction of widow, top of living room window/05May14...(Copy All)
- (3) Depiction of egg shells and yolk inside of window screen/05May14...(Copy All)
- (4) Depiction of window screen located 2-3 feet below window shown in photo 1 of 5/05May14...(Copy All)
- (5) Depiction of eggs shells and yolk on balcony floor directly below the screen window/05May14...(Copy All)
- (6) Depiction of egg shells and yolk on the balcony deck just outside of the screened window down to the left/05May14...(Copy All)
- (7) IA: FPD/RSO MEETING/05May14...(Copy All)
- (8) IA: COORDINATION WITH KK SECURITY, COMMERCIAL DIVISION/06May14...(Copy All)

NARRATIVE

1. On 04May14, (b)(6), (b)(7)(C) USAF, US Defense Attach�S Embassy Nairobi, Kenya reported his assigned residence was vandalized circa 2200 while he was home. According to (b)(6), (b)(7)(C) he was watching television and suddenly heard a loud noise closely followed by another. He retrieved a flash light and observed egg shells and yolk on his living room window and a small portion on his living room floor. He was not injured and reported the incident to the Regional Security Office, US Embassy Nairobi on 05May14. Exhibits (1) through (6) pertain.

DISTRIBUTION

INFO :002A (E)/MEBJ (E)/Regional Security Office, US Embassy Nairobi, KE (E)/SDO/DATT, US Embassy Nairobi, KE (E)

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

29JAN14

DEATH (II)

CONTROL: 12JUN13-MEDJ-0063-7HNA/C

V/SOJA, MAREK ANDRZEK/SSG USA

M/W/AEE6/I/ (b)(6), (b)(7)(C) 13JAN83/PL

COMMAND/COMBINED JOINT TASK FORCE HORN OF AFRICA/20700

MADE AT/MEDJ/DJIBOUTI - NCISRU (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBITS 1-32)/10AUG13
- (B) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBITS 33-38)/13SEP13
- (C) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBITS 39-49)/06NOV13
- (D) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBIT 50)/21NOV13
- (E) NCISRA DJIBOUTI ROI (INTERIM)/13JAN14

EXECUTIVE SUMMARY

On 12Jun13, NCISRA Djibouti received notification two soldiers deployed to Forward Operating Location (FOL) Camp Simba, Manda Bay, Kenya, were injured in a vehicle accident. SSG Marek A. SOJA, USA, (V/SOJA) and (b)(6), (b)(7)(C) USA, were driving a four-wheel All Terrain Vehicle (ATV), operated by V/SOJA when V/SOJA lost control of the vehicle. The ATV rolled over and subsequently landed on top of V/SOJA's face and neck before resting on his leg. (b)(6), (b)(7)(C) was thrown from the ATV and sustained a head injury. Both victims received immediate emergency medical treatment and were medically evacuated to Nairobi, Kenya, via U.S. Military Aircraft. V/SOJA later died as a result of his injuries. Two NCISRA Djibouti agents arrived the following day and conducted a death scene examination. On subsequent days, agents conducted numerous interviews of witnesses as well as contracted personnel assigned to maintain the ATV. An AFMES medical examiner conducted the autopsy on V/SOJA and provided the cause of death as multiple injuries to the head and chest. The autopsy report listed the manner of death as "Accidental." The Death Review Panel (DRP) has authorized closure of investigation.

NARRATIVE

1. This joint investigation was initiated to determine the facts and circumstances surrounding the death of V/SOJA. No criminal statutes apply at this time.
2. Subsequent to Reference (E), the NCIS Middle East Field Office (MEFO) Death Review Panel (DRP) conducted a review of the investigation and authorized the case to be closed pending the correction of minor administrative errors that are addressed in this report.
3. V/SOJA's place of birth is listed as "PL" in the title block of the report. The CLEOC system utilizes "PL" as the abbreviation for the country of Poland, which is where V/SOJA was born. Also, Reference (B) of the

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:12JUN13-MEDJ-0063-7HNA/C

29JAN14

Report of Investigation (ROI) dated 06Nov13, incorrectly listed the ROI dated 13Sep13 as containing Exhibits 33-37. The correct Exhibits are 33-38. This error was corrected in subsequent reporting and is reflected correctly in this report.

4. This investigation is closed with concurrence of the NCIS MEFO DRP.

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INFO :014C/002A/MEFO

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

15FEB13

MISSING PERSON (II)

CONTROL: 15FEB13-MEKE-0004-7MNA/C

(b)(6), (b)(7)(C)

COMMAND/112TH SIGNAL BATTALION/WHXJD

MADE AT/MEKE/FORCE PROTECTION DETACHMENT KENYA (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

(1) Picture of (b)(6), (b)(7)(C) Undated...(Copy All)

EXECUTIVE SUMMARY

On 12Feb13, Reporting Agent was notified that (b)(6), (b)(7)(C) was considered missing and thought to be in Kenya. (b)(6), (b)(7)(C) last known whereabouts was Schipol International Airport, Amsterdam, The Netherlands enroute to his duty station located at Camp SIMBA, Manda Bay, Kenya. On 12Feb13, (b)(6), (b)(7)(C) was found safe in Lamu, Kenya with no reported injuries and/or criminal incidents.

NARRATIVE

1. On 12Feb13, at 1234 Reporting Agent (RA) was notified by SA (b)(6), (b)(7)(C) (b)(6), (b)(7)(C), Assistant Regional Security Officer, US Embassy Nairobi, Kenya that (b)(6), (b)(7)(C) had failed to check in as required by his receiving Command at Camp SIMBA, Manda Bay, Kenya and was considered missing. According to U.S. Embassy Amsterdam, (b)(6), (b)(7)(C) was last seen on 10Feb13, at Schipol International Airport, Amsterdam, The Netherlands attempting to board a KLM flight to Nairobi, Kenya.

2. US Embassy Amsterdam confirmed (b)(6), (b)(7)(C) boarded KLM flight KLO565 on 11Feb13 in Schipol and was scheduled to arrive to Nairobi, Kenya circa 2000. SOCAF advised (b)(6), (b)(7)(C) failed to check in at any point since departing for Kenya. (b)(6), (b)(7)(C) was traveling on an official U.S. passport, (b)(6), (b)(7)(C)

3. RA immediately briefed the Regional Security Officer and Senior Defense Official/Defense Attach#65533;U.S. Embassy, Nairobi about the incident. RA proceeded to coordinate with the American Citizen Services (ACS), the office of the U.S. Attorney, Legal Attach#65533;nd the Medical Unit U.S. Embassy Nairobi. Externally, RA initiated contact with Kenya Airports Authority and Kenya Police Service - Airport Unit, Jomo Kenyatta International Airport, Nairobi, Kenya. Additionally, RA contacted (b)(6), (b)(7)(C) SOCAF, Personnel Recovery who advised (b)(6), (b)(7)(C) personal credit card had been used 13 times during the previous 24 hours, in Amsterdam and Kenya. ACS advised Kenyan Immigration had no records of (b)(6), (b)(7)(C) entering the country. ACS opined that it was possible (b)(6), (b)(7)(C) presented his Common Access Card along

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:15FEB13-MEKE-0004-7MNA/C

15FEB13

with his passport and was granted access based on his DoD affiliation. Using that process he would not be entered into their immigration system.

4. On 12Feb13, circa 1700 (b)(6), (b)(7)(C) was found alive and safe at Lamu Airport, Lamu, Kenya by SOCAF personnel. All aforementioned coordination and efforts to located (b)(6), (b)(7)(C) were discontinued.

5. On 13Feb13, LCDR (b)(6), (b)(7)(C) USN, OIC Camp SIMBA, Manda Bay, Kenya stated (b)(6), (b)(7)(C) was on board his facility. (b)(6), (b)(7)(C) advised (b)(6), (b)(7)(C) stated he was taken out of line at Schipol International Airport, detained and questioned by local authorities which caused him to miss his scheduled flight to Kenya. (b)(6), (b)(7)(C) also told (b)(6), (b)(7)(C) he had three drinks in Amsterdam, but was not drunk. (b)(6), (b)(7)(C) advised (b)(6), (b)(7)(C) further stated on Monday, 11Feb13, he took the next available flight to Nairobi, stayed overnight at the Red Circles Hotel in Nairobi and purchased a commercial airline ticket to Lamu. He arrived on Tuesday, 12Feb13. (b)(6), (b)(7)(C) related (b)(6), (b)(7)(C) and SPC (b)(6), (b)(7)(C) statements were inconsistent and recommend (b)(6), (b)(7)(C) be removed from Kenya because of his lack of sound judgment.

ACTION

CACS: Please provide a copy of cited investigative report to Commanding Officer, 112th Signal Battalion, Fort Bragg, SC.

DISTRIBUTION

NCISHQ:0023 (E)

ACTION:CACS (E)

INFO :MEFO (E)/MEDJ (E)/112TH SIGNAL BATTALION, FORT BRAGG,
SC (COMMANDING OFFICER) (E)/CACS (E)

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Pages 7 through 8 redacted for the following reasons:

Pages (7) - (8): Case Control Number: 16JUL13-MEDJ-0076-7GNA/C - Referred to the Department of the Air Force for review/return

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

24DEC14

SEXUAL ASSAULT - ADULT (II)

CONTROL: 16NOV14-MEDJ-0121-8SNA/C

(b)(6), (b)(7)(C)

COMMAND/CAMP LEMONNIER DJIBOUTI/3379A

MADE AT/MEDJ/DJIBOUTI - NCISRU/ (b)(6), (b)(7)(C), SPECIAL AGENT

REFERENCE(S)

(A) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBITS 1 -7)/19NOV14

EXHIBIT(S)

(8) IA: Results of Article 15 Proceeding/24Dec14

(9) IA: Results of Service Record Book Review/24Dec14

EXECUTIVE SUMMARY

1. On 14Nov14, NCISRA Djibouti was informed by Camp Lemonnier, Djibouti Base Police that (b)(6), (b)(7)(C) a foreign national civilian employed with KBR, provided a statement stating she was touched on her buttocks by an unknown male in the laundry room at the KBR living quarters on 13Nov14 at approximately 2250. (b)(6), (b)(7)(C) reported the unknown male walked past her and brushed his hand on her buttocks as she was getting her laundry from the dryer. (b)(6), (b)(7)(C) gathered her laundry, left the laundry room and walked directly to her room. The unknown male followed (b)(6), (b)(7)(C) to her door. (b)(6), (b)(7)(C) stated she was scared but turned and asked the unknown male if he needed assistance. The unknown male asked (b)(6), (b)(7)(C) if he could go into her room. (b)(6), (b)(7)(C) said "no" and went into her room to prepare to go to sleep. (b)(6), (b)(7)(C) stated she was in bed for approximately 30 minutes and heard a knock on her door. (b)(6), (b)(7)(C) stated she was too scared to open the door or look out the window. On 14Nov14, (b)(6), (b)(7)(C) informed her female neighbors of the incident and warned them to be careful at night. The neighbors informed (b)(6), (b)(7)(C) the unknown male knocked on their doors on previous dates and had been seen lingering around the laundry room and nearby basketball court on a regular basis. Interviews were conducted of these females. As a result of all interviews and cooperation from (b)(6), (b)(7)(C) and the females, the unknown male was identified as (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) on 17Nov14. On 18Nov14, (b)(6), (b)(7)(C) admitted to accidentally brushing his hand on (b)(6), (b)(7)(C) buttocks and asking (b)(6), (b)(7)(C) if he could go inside of her living quarters.

2. Photos of the laundry room at Tango 5 living quarters at Camp Lemonnier, Djibouti were obtained. Ms. (b)(6), (b)(7)(C) Sexual Assault Response Coordinator, was notified on 14Nov14. A Sexual Assault Forensic Examination (SAFE) was not conducted because of the type of assault. A Military

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:16NOV14-MEDJ-0121-8SNA/C

24DEC14

Protective Order was issued in support of (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) was provided a Victim Witness Assistance Program (VWAP) pamphlet on 14Nov14. (b)(6), (b)(7)(C) was not provided a U.S. Navy Victims' Legal Counsel representative due to the fact she was a foreign national.

3. On 04Dec14, an Article 15 proceeding was conducted regarding (b)(6), (b)(7)(C) entering a female residence on 07Nov14 and attempting to entering a female residence on 13Nov14. (b)(6), (b)(7)(C) plead guilty to the specifications including UCMJ Article 80 - Attempts and UCMJ Article 92 - Failure to Obey an Order or Regulation. This case is closed.

NARRATIVE

1. This reactive investigation was initiated under suspected violation of UCMJ article 120 - Rape and Sexual Assault Generally (Abusive Sexual Contact).

2. On 04Dec14, an Article 15 proceeding was conducted regarding (b)(6), (b)(7)(C) unlawfully entering a female residence on 07Nov14 and unlawfully attempting to enter a female residence on 13Nov14. (b)(6), (b)(7)(C) plead guilty to all specifications including UCMJ Article 80 - Attempts and UCMJ Article 92 - Failure to Obey and Order or Regulation. (b)(6), (b)(7)(C) punishment included a reduction in rank of Private (E-2) to Private (E-1), suspended to be automatically remitted if not vacated before 03Apr15, forfeiture of \$765.00 pay per month for 2 months, \$382.00 pay suspended, to be automatically remitted if not vacated before 03Apr15, extra duty for 45 days and restriction to the limits of the company area, the dining facility, the medical facility and place of worship for 45 days. Exhibit (8) pertains.

3. On 20Dec14, a review of (b)(6), (b)(7)(C) Service Record Book was conducted. No derogatory information was found, Exhibit (9) pertains.

4. On various dates, CSM (b)(6), (b)(7)(C) USA, Headquarters Company, 2-16th Infantry, and Capt (b)(6), (b)(7)(C) USAF, SJA, Combined Joint Task Force - Horn of Africa (CJTF-HOA), were briefed on the status of this investigation. This case is closed.

DISTRIBUTION

NCISHQ:23B2

INFO :MEFO/MEDJ/002A/HHC/2-16 IN (CSM (b)(6), (b)(7)(C) USA)
(H)/HOA Staff Judge Advocate (CAPT (b)(6), (b)(7)(C) USN) (H)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INFO)

18NOV14

SEXUAL ASSAULT - ADULT (II)

CONTROL: 18NOV14-MEDJ-0122-8SCR

I/CAMP LEMONNIER, DJIBOUTI/ANONYMOUS ALLEGATION OF SEXUAL ASSAULT

COMMAND/CAMP LEMONNIER/3379A

MADE AT/MEDJ/DJIBOUTI - NCISRU (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) ANONYMOUS LETTER MAILED TO CAMP LEMONNIER ON 30SEP14/18NOV14
- (2) ANONYMOUS LETTER MAILED TO CAMP LEMONNIER ON 05NOV14/18NOV14
- (3) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) 18NOV14

NARRATIVE

1. This reactive investigation/information was initiated as it relates to possible violations of Title 18 USC 2242 (Sexual Abuse-Assault).

2. On 17NOV14, NCISRU Djibouti (MEDJ) received information from Command representatives at Camp Lemonnier, Djibouti, Africa, of an alleged sexual assault occurring earlier this year (date unknown). This information came in the form of two (2) separate anonymous letters from a unidentified person, mailed from the US Postal Service in Michigan, USA (exhibits (1) and (2) pertain). The author of the letters did not supply a return address on the letters. The individual that mailed the letters indicated they were no longer at Camp Lemonnier, and had re-deployed back to the United States. The anonymous individual alleged they were sodomized against their will while deployed to Camp Lemonnier, Africa.

3. Both letters indicated and identified (b)(6), (b)(7)(C) as the individual that victimized them while deployed to Camp Lemonnier. (b)(6), (b)(7)(C) was identified as an employee of VT-Group (formerly MILCOM), aboard Camp Lemonnier. According to the anonymous alleged victim, they had a "above the platonic" level relationship with (b)(6), (b)(7)(C) during their deployment to Camp Lemonnier. During this time, on one occasion, (b)(6), (b)(7)(C) reportedly sodomized the victim against their will while the victim was willingly visiting (b)(6), (b)(7)(C) in his contained living unit (CLU).

4. On 18NOV14, Reporting Agent (RA), and Participating Agent (PA), attempted to locate (b)(6), (b)(7)(C) aboard Camp Lemonnier. (b)(6), (b)(7)(C) former Project Manager, (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) was located and interviewed regarding (b)(6), (b)(7)(C) and his whereabouts. (b)(6), (b)(7)(C) advised (b)(6), (b)(7)(C) was no longer working for VT-Group at Camp Lemonnier. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) was transferred back to their home location in Pensacola, FL, due to personality conflict issues with management at Camp Lemonnier, as well as his negative attitude. Exhibit (3) pertains.

5. (b)(6), (b)(7)(C) provided the following contact information for (b)(6), (b)(7)(C)
- a. Name: (b)(6), (b)(7)(C)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:18NOV14-MEDJ-0122-8SCR

18NOV14

b.
c.
d.
e.

(b)(6), (b)(7)(C)

5. On 18NOV14, CAPT (b)(6), (b)(7)(C) Commanding Officer, Camp Lemonnier, Djibouti, Africa, CAPT (b)(6), (b)(7)(C) USN AFRICOM, CJTF-HOA SJA, and CDR (b)(6), (b)(7)(C) USN RLISO EURAFSWA, were apprised of the status, and details of this case.

6. This information is being forwarded to Pensacola, FL for proper jurisdiction, possible logical investigative leads, and action deemed appropriate. If additional information is needed, contact Special Agent (b)(6), (b)(7)(C) at US Naval Criminal Investigative Service, Camp Lemonnier, Djibouti, Africa. DSN: (b)(6), (b)(7)(C), DJI CELL:

(b)(6), (b)(7)(C)

PARTICIPANTS

(b)(6), (b)(7)(C)

SPECIAL AGENT, DJIBOUTI - NCISRU

ACTION

R.CNPF: FOR ACTION DEEMED APPROPRIATE.

DISTRIBUTION

NCISHQ:0023

ACTION:CNPF

INFO :MEFO/CNPF/002A/002G/CNFO

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PAGE 2 LAST (b)(6), (b)(7)(C) LNN

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000012

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

07NOV13

ASSAULT (II)

CONTROL: 18OCT13-MEDJ-0113-7GMA/C

(b)(6), (b)(7)(C)

COMMAND/MARINE CORPS EMBASSY SECURITY GROUP/54080

MADE AT/MEDJ/DJIBOUTI - NCISRU/ (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRA Djibouti ROI (INTERIM) (Contains Exhibits 1-18)/29OCT13

EXHIBIT(S)

(19) IA: RESULTS OF CONTACT WITH DJIBOUTIAN NATIONAL POLICE/07NOV13

EXECUTIVE SUMMARY

1. On 15Oct13, the Regional Security Office (RSO), U.S. Embassy Djibouti, notified NCIS of an alleged assault involving members of the Marine Security Guard Detachment and the Djiboutian National Police (DNP). According to preliminary information provided by DNP to the RSO, (b)(6), (b)(7)(C) was arrested for intoxication and assault. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) with (b)(6), (b)(7)(C) at the time of the assault, stated they observed three unidentified men in civilian clothes approach (b)(6), (b)(7)(C) female friend, (b)(6), (b)(7)(C) and assault her. (b)(6), (b)(7)(C) intervened, was himself assaulted, as were (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) who came to (b)(6), (b)(7)(C) assistance. After a DNP officer drew a handgun and directed it towards the Marines, (b)(6), (b)(7)(C) was handcuffed and then beaten. Uniformed police officers arrived and transported (b)(6), (b)(7)(C) to a local holding facility, where he remained until released to the RSO. DNP informed (b)(6), (b)(7)(C) she was accosted because she was with an American. The DNP did not author a police report and further stated the incident was closed upon (b)(6), (b)(7)(C) release to the RSO. This investigation is closed.

NARRATIVE

1. This reactive investigation pertains to an allegation of violation of Uniform Code of Military Justice, Article 128 (Assault) and Article 92 (Failure to obey an order or regulation).

2. On 07Nov13, contact was made with the DNP in an effort to obtain their investigation regarding the assault between MSG and DNP. According to DNP LtCol (b)(6), (b)(7)(C) no report was written and their investigation was concluded after (b)(6), (b)(7)(C) was released to the RSO. Exhibit (19) pertains.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:18OCT13-MEDJ-0113-7GMA/C

07NOV13

3. LtCol (b)(6), (b)(7)(C) Commanding Officer of Region 6, Marine Corps Embassy Security Group, was briefed on the investigation. This investigation is closed.

DISCLOSURE ACCOUNTING

For law enforcement purposes, a copy of this investigation has been provided to the Regional Security Office, U.S. Embassy, Djibouti.

PARTICIPANTS

(b)(6), (b)(7)(C)

VESTIGATOR, U.S. Embassy, Djibouti
SPECIAL AGENT, DJIBOUTI - NCISRU

DISTRIBUTION

NCISHQ:0023

INFO :Regional Security Office, U.S. Embassy Djibouti (SA

(b)(6), (b)(7)(C)

(H)/002A/MEFO/MEDJ/Command (LtCol

(b)(6), (b)(7)(C)

(E)

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Pages 15 through 16 redacted for the following reasons:

Pages (15) - (16): Case Control Number: 19APR13-MEDJ-0045-7GNA/C - Referred to the U. S. Army Criminal Investigations Command (USACIC) for review/return

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED ONLY)

22DEC13

ASSAULT (II)

CONTROL: 19DEC13-MEDJ-0133-7GNA/C

I/BALBALA, DJIBOUTI/REPORT OF ATTEMPTED ASSAULT OF KBR CONTRACT BUS DRIVER

COMMAND/CAMP LEMONNIER, DJIBOUTI/20700

MADE AT/MEDJ/DJIBOUTI - NCISRU/ (b)(6), (b)(7)(C) SUPERVISORY SPECIAL AGENT

EXHIBIT(S)

- (1) EMAIL WITH DELAYED ENTRY
/10DEC13
- (2) IA: RESULTS OF CONTACT WITH (b)(6), (b)(7)(C) CIVILIAN/10DEC13
- (3) IA: RESULTS OF CONTACT WITH DJIBOUTIAN NATIONAL
POLICE/10DEC13
- (4) GOOGLE MAP/20DEC13
- (5) GOOGLE MAP/20DEC13

NARRATIVE

1. This reactive investigation was initiated regarding the report of an alleged attempted assault of a COBRA contract bus driver while driving off base in dispute City, dispute Africa. No US criminal statutes apply at this time.

2. On 09Dec13, (b)(6), (b)(7)(C) Lt Col, USAF, 449 AEG, Det 1, Chabelly Airfield, notified Reporting Agent (RA) of an incident involving a COBRA bus driver identified as (b)(6), (b)(7)(C) Civilian. (b)(6), (b)(7)(C) stated a detail synopsis of the events would be provided on 10Dec13.

3. On 10Dec13, RA received an email from SSgt (b)(6), (b)(7)(C) USAF, 449 AEG, Det 1, Security Forces, Base Defense Operations Center Controller detailing the events pertaining to caption investigation. A review of the of the email depicting the "delayed" blotter entry revealed at approximately 0740, (b)(6), (b)(7)(C) was driving a bus identified as (b)(6), (b)(7)(C) from Camp Lemonnier to Chabelly Airfield when three local Djiboutian males stood in the road and blocked the vehicle. According to the synopsis, one individual was holding a large knife and the other two individuals had rocks in their hands. Once the vehicle was stopped, the one individual holding a rock approached the driver's side window while the other two individuals opened the bus door and stepped inside. The individuals demanded that (b)(6), (b)(7)(C) give them a ride to the Chabelly village turn off or they would destroy the bus and seriously harm (b)(6), (b)(7)(C) with the stones. Exhibit (1) pertains.

4. On 11Dec13, RA and (b)(6), (b)(7)(C) NCIS Linguist, interviewed (b)(6), (b)(7)(C) in reference to his knowledge of caption investigation. (b)(6), (b)(7)(C) related on 09Dec13, at approximately 0740, he was driving bus (b)(6), (b)(7)(C) from Camp Lemonnier to Chabelly Airfield when he observed three unidentified black

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:19DEC13-MEDJ-0133-7GNA/C

22DEC13

males standing on the side of the road. (b)(6), (b)(7)(C) related the unidentified males were standing near the intersection adjacent to the university construction site on the Chabelley Airfield road (GRIDCOORD: 113211N/430645E).

5. (b)(6), (b)(7)(C) explained as he arrived at the intersection, he overheard the three unidentified males shouting at him to give them a ride. (b)(6), (b)(7)(C) stated he observed two of the individuals holding rocks in their hands. According to (b)(6), (b)(7)(C) he stopped the bus near the unidentified males to explain that he could not give them a ride. When questioned by RA as to why he stopped the bus, (b)(6), (b)(7)(C) stated he was afraid not to stop because he had no witness in case the individuals broke the window with the rocks.

6. (b)(6), (b)(7)(C) explained after stopping the bus, one individual came up to the driver's side window as he started explaining that he was not able to give them a ride. (b)(6), (b)(7)(C) stated as he was explaining to the first unidentified male, the other two males entered the bus. (b)(6), (b)(7)(C) stated at the time of the incident, he had the door closed but the bus door could be open from the outside.

7. (b)(6), (b)(7)(C) related after all three individuals entered the bus, he noticed two individuals still had rocks in their hands. (b)(6), (b)(7)(C) stated all three individuals started making comments about hitting him with the rocks. According to (b)(6), (b)(7)(C) two of them made motions like they were going to hit him but never did. (b)(6), (b)(7)(C) also related he observed a knife attached to one of the individuals belt. (b)(6), (b)(7)(C) explained the individual never attempted to remove the knife nor did he state he was going to remove it.

8. According to (b)(6), (b)(7)(C) he agreed to give the unidentified males a ride to Chebelley Village turn-off (GRIDCOORD:113057N/430523E). (b)(6), (b)(7)(C) explained once he arrived at the turn-off all three individuals got off the bus without incident. (b)(6), (b)(7)(C) stated prior to getting off the bus all three cursed him.

9. Lastly, (b)(6), (b)(7)(C) stated he has no official training in what to do in these types of situations but was told by his supervisor not to stop the bus in a prior meeting. (b)(6), (b)(7)(C) related all three of the unidentified males had on athletic clothes and each was approximately 70 inches tall (NFI). RA informed (b)(6), (b)(7)(C) to report this incident to the Djiboutian National Police (DNP) however (b)(6), (b)(7)(C) stated he did not want to cause trouble and would not make a police report. Exhibit (2) pertains.

10. On 11Dec13, RA and (b)(6), (b)(7)(C) made contact with Capt (b)(6), (b)(7)(C) Djiboutian National Police (DNP) in reference to caption investigation. RA advised (b)(6), (b)(7)(C) of the incident involving (b)(6), (b)(7)(C) RA also provided (b)(6), (b)(7)(C) with the locations of where the individuals stopped the bus and the location of where they got off the bus. (b)(6), (b)(7)(C) related he would increase patrols in that area and to contact him with any new developments. Exhibits (3) pertain.

11. On 20Dec13, Participating Agent (PA) (b)(6), (b)(7)(C) provided RA with a copy of Google Maps which showed the location of GRIDCOORD: 113211N/430645E and GRIDCOORD:113057N/430523E. Exhibit (4 & 5) pertain.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:19DEC13-MEDJ-0133-7GNA/C

22DEC13

12. On 22Dec13, (b)(6), (b)(7)(C) COL, USAF, AFRICOM CJTF-HOA 449 AEG, was briefed on the results of this investigation. Due to (b)(6), (b)(7)(C) neither willing to report this incident to the DNP nor able to provide further description on the unidentified males, this investigation is closed.

PARTICIPANTS

(b)(6), (b)(7)(C)

NCIS LINGUIST, NCISRA DJIBOUTI
CIA AGENT, NCISRA DJIBOUTI

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NCISHQ:0023

INFO :MEFO/002A

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Pages 20 through 21 redacted for the following reasons:

Pages (20) - (21): Case Control Number: 19DEC13-MEDJ-0134-8SNA/C - Referred to the USACIC for review/return

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

20NOV13

SEXUAL ASSAULT - ADULT (II)

CONTROL: 20JUL13-MEDJ-0079-8SNA/C

(b)(6), (b)(7)(C)

COMMAND/USS BAINBRIDGE DDG 96/23153

MADE AT/MEDJ/DJIBOUTI - NCISRU/ (b)(6), (b)(7)(C) SUPERVISORY SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBITS 1-10)/16AUG13
- (B) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBITS 11-15)/03OCT13

EXHIBIT(S)

- (16) IA: RESULTS OF COLLECTION OF (b)(6), (b)(7)(C) DNA FOR CODIS/29OCT13
- (17) IA: RESULTS OF CONTACT WITH TRAIL COUNSEL/01NOV13
- (18) IA: RESULTS OF CONTACT WITH (b)(6), (b)(7)(C) USN/04NOV13
- (19) IA: RECEIPT OF CD's/07NOV13
- (20) IA: RESULTS OF REVIEW OF (b)(6), (b)(7)(C) EMAIL/08NOV13
- (21) IA: RESULTS OF REVIEW OF (b)(6), (b)(7)(C) GOVERNMENT EMAILS/08NOV13

EXECUTIVE SUMMARY

1. On 17Jul13, (b)(6), (b)(7)(C) reported (b)(6), (b)(7)(C) sexually assaulted her in a food storage room located aboard the USS BAINBRIDGE (DDG-96). (b)(6), (b)(7)(C) provided a sworn statement relating (b)(6), (b)(7)(C) grabbed her wrist and kissed her. In addition, (b)(6), (b)(7)(C) advised (b)(6), (b)(7)(C) brought her hand to his groin and rubbed her hand against his genitals over his coveralls. (b)(6), (b)(7)(C) was interviewed and admitted culpability to grabbing, kissing, and placing (b)(6), (b)(7)(C) hand on his groin, but explained the act was consensual. During the course of this investigation a crime scene was conducted and interviews of pertinent witness completed. Subsequently, (b)(6), (b)(7)(C) declined to further participate in this investigation. (b)(6), (b)(7)(C) declined to be re-interrogated. Interviews of witness, reviews of email correspondence as well as all logical leads have been completed. Command has been briefed. Investigation closed.

NARRATIVE

1. This reactive investigation pertains to suspected violations of Article 120 (Abusive Sexual Contact) of the Uniform Code of Military Justice.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 20JUL13-MEDJ-0079-8SNA/C

20NOV13

2. Subsequent to reference (B), on 29Oct13, Reporting Agent (RA) mailed a sample of (b)(6), (b)(7)(C) DNA to the Combined DNA Index System (CODIS). Exhibit (16) pertains.

3. On 01Nov13, LT (b)(6), (b)(7)(C) USN, Trial Counsel, Regional Legal Service Office Mid-Atlantic (RLSO), made contact with RA and related the RLSO closed their case in reference to caption investigation. (b)(6), (b)(7)(C) provided RA with a signed NCIS Sexual Assault Disposition Report signed by CDR (b)(6), (b)(7)(C) USN, Commanding Officer USS Bainbridge (DDG 96) dated 01Nov13. A review of the report revealed the investigation was closed due to the victim declining to participate in the Military Justice Action. Exhibit (17) pertains.

4. On 04Nov13, ENS (b)(6), (b)(7)(C) USN, Legal Officer, USS BAINBRIDGE, related (b)(6), (b)(7)(C) declined to be re-interviewed in reference to caption investigation and did not want to participate further. Exhibit (18) pertains.

5. On 07Nov13, RA received two (2) compact discs (CDs) from (b)(6), (b)(7)(C) containing government emails for (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C). The CD's were subsequently placed into MEDJ evidence repository under log number 027-13. Exhibit (19) pertains.

6. On 08Nov13, RA conducted a review of (b)(6), (b)(7)(C) government emails in reference to determine if any communication could be found between (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C). A review of the emails revealed no communication was found between (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C). Exhibit (20) pertains.

7. On 08Nov13, RA conducted a review of (b)(6), (b)(7)(C) government emails in reference to determine if any communication occurred between (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C). A review of the emails revealed no communication was found between (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C). However, upon further review, RA did discover a email dated 20Jul13, between (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) Civilian, Naval Station Norfolk, Sexual Assault Prevention and Response Program (SARC), wherein, (b)(6), (b)(7)(C) related she felt pressured by her command to change her story. Exhibit (21) pertains.

8. As all logical leads have been completed, (b)(6), (b)(7)(C) declining to participate in this investigation and (b)(6), (b)(7)(C) declining to undergo further interrogation, this investigation is closed.

9. On 20Nov13, CDR (b)(6), (b)(7)(C) USN, Commanding Officer, USS BAINBRIDGE (DDG 96), was notified of the closure of this investigation.

PARTICIPANTS

(b)(6), (b)(7)(C) ECIAL AGENT, MIDDLE EAST FIELD OFFICE
SPECIAL AGENT, NCISRU

DISTRIBUTION

NCISHQ:0023

INFO : REGIONAL LEGAL SERVICE OFFICE MID-ATLANTIC (LT (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) (E)/USS BAINBRIDGE (DDG-96) (CDR (b)(6), (b)(7)(C) USN
CO) (E)

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Pages 24 through 27 redacted for the following reasons:

Pages (24) - (27): Case Control Number: 21AUG13-MEDJ-0095-8XNA/C - Referred to the USACIC for review/return

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

03OCT13

SEXUAL ASSAULT - ADULT (II)

CONTROL: 22AUG13-EUSA-0103-8SMA/C

(b)(6), (b)(7)(C)

COMMAND/MESG REGION 6/54050

MADE AT/EUSA/FORCE PROTECTION DETACHMENT SOUTH AFRICA/

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

SPECIAL AGENT

REFERENCE(S)

(A) NCISFO HAWAII, CBPW, ROI (INFO)/(Contains Exhibit 1)/14AUG13

(B) EUSA ROI (CLOSED)/(Contains Exhibit 2)/12AUG13

EXHIBIT(S)

(3) IA: Regional Security Office, Johannesburg spot Report, Chief of Mission (Employee) Sexually Assaulted in Johannesburg/13AUG13

(4) IA: Determination of Jurisdiction/26SEP13

(5) IA: Interview of (b)(6), (b)(7)(C) USMC/25SEP13

(6) IA: Interview of (b)(6), (b)(7)(C) USMC/27SEP13

(7) IA: Interview of (b)(6), (b)(7)(C) 27SEP13

(8) IA: Crime Scene Documentation/26SEP13

(9) IA: Comment by LtCol (b)(6), (b)(7)(C) USMC/26SEP13

(10) IA: USMC Residence Sign-In and Sign-Out Log Review/27SEP13

(11) IA: Medical Record Access/26SEP13

EXECUTIVE SUMMARY

1. On 12AUG13, Reporting Agent (RA) received notification from Participating Agent (PA) (b)(6), (b)(7)(C) CBPW, that (b)(6), (b)(7)(C) had been sexually assaulted in her living quarters in Johannesburg, South Africa on 10AUG13. PA (b)(6), (b)(7)(C) relayed via Reference A, that on 10Aug13, between 0945-1300hrs, (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USMC, 1st Battalion, 3rd Marines (1/3), Marine Base Hawaii, Kaneohe Bay, HI, were sending text messages to one another when (b)(6), (b)(7)(C) reported she had been sexually assaulted by two (2) local civilian men. She recounted that she was in her apartment building with (b)(6), (b)(7)(C) and had drunk herself to intoxication. She excused herself to go to the bathroom and the men advised they also needed to go. After entering her room, one (1) of the men closed and locked the door behind them and pulled out a camera phone and started videoing the other man groping her on top and underneath her clothes. (b)(6), (b)(7)(C) reported the assailant put his hands in her pants and (b)(6), (b)(7)(C) At approximately 1330hrs, (b)(6), (b)(7)(C) ceased messaging and (b)(6), (b)(7)(C) called base police to report the incident.

NARRATIVE

2. On 12AUG13, RA liaised with Nick (b)(6), (b)(7)(C) Deputy Regional Security Office, U.S. Embassy Pretoria. (b)(6), (b)(7)(C) communicated with (b)(6), (b)(7)(C) Regional Security Officer, U.S. Consulate General Johannesburg. On 13AUG13,

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 22AUG13 -EUSA-0103-8SMA/C

03OCT13

(b)(6), (b)(7)(C) reported (b)(6), (b)(7)(C) did not want to file a police report and nor would she participate in the investigative process at which time the case was closed. (b)(6), (b)(7)(C) signed a Victim Preference Statement, Exhibit (2) of Reference (B) pertains.

3. Upon receipt of new information from RSO Johannesburg this investigation was reopened to determine jurisdiction, conduct screening interviews, and investigate the possible crime scene, Exhibit (3) pertains.

4. On 25SEP13, RA met with DS SA (b)(6), (b)(7)(C) RSO Johannesburg to determine investigative jurisdiction in this case. The assault's location is unknown at this time. If the assault occurred outside of USG owned or leased property NCIS would not have investigative jurisdiction in this case. To date no evidence was established linking the alleged assault to a USG owned or leased property, Exhibit (4) pertains.

5. On 25SEP13, RA met with (b)(6), (b)(7)(C) regarding his knowledge of a 10AUG13 sexual assault on (b)(6), (b)(7)(C) and to ascertain the identity of her possible assailants. (b)(6), (b)(7)(C) stated he was not aware (b)(6), (b)(7)(C) had been assaulted and provided no clarifying information as to where the assault might have occurred. (b)(6), (b)(7)(C) added he did not recall having any male, host nation guests at the residence on the night of the alleged assault, Exhibit (5) pertains.

6. On 27SEP13, RA interviewed (b)(6), (b)(7)(C) regarding his knowledge of a 10AUG13 sexual assault on (b)(6), (b)(7)(C) and to ascertain the identity of her possible assailants. (b)(6), (b)(7)(C) stated he was not aware (b)(6), (b)(7)(C) had been assaulted and provided no clarifying information as to where the assault could have occurred. (b)(6), (b)(7)(C) added he was certain he did not have any male, host nation guests at the residence, nor did he go out with (b)(6), (b)(7)(C) on the night of the alleged assault. (b)(6), (b)(7)(C) provided a statement indicating he and his girlfriend (b)(6), (b)(7)(C) stayed at the residence all night, Exhibit (6) pertains.

7. On 27SEP13, RA interviewed (b)(6), (b)(7)(C) regarding her knowledge of a 10AUG13 sexual assault on (b)(6), (b)(7)(C) and to ascertain the identity of her possible assailants. (b)(6), (b)(7)(C) stated she was not aware (b)(6), (b)(7)(C) had been assaulted and provided no clarifying information as to where the assault could have occurred. (b)(6), (b)(7)(C) added she was certain her boyfriend, (b)(6), (b)(7)(C) did not have any male, South African guests at the residence, nor did he go out with (b)(6), (b)(7)(C) on the night of the alleged assault. (b)(6), (b)(7)(C) added (b)(6), (b)(7)(C) knows only one South African male, (b)(6), (b)(7)(C), whom did not visit on the night of the alleged assault. (b)(6), (b)(7)(C) stated she and (b)(6), (b)(7)(C) stayed at the residence all night, Exhibit (7) pertains.

8. On 26SEP13, RA, LtCol (b)(6), (b)(7)(C) visited (b)(6), (b)(7)(C) residence to document the location of the alleged sexual assault described in her text messages to (b)(6), (b)(7)(C). A search of the bathroom yielded no apparent evidence of a sexual assault. Following the search, (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) told Capt (b)(6), (b)(7)(C) USMC, MCESG Region 6, Inspecting/Operations Officer and Uniformed Victim's Advocate (UVA), that the assault did not occur at her residence but at an unknown bar "someplace in town", Exhibits (8) and (9) pertain.

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9. On 26SEP13, RA reviewed the Marine House visitor sign-in sheet and Marine sign-out logs for the night of 10AUG13. No investigative leads were identified in the logs, Exhibit (10) pertains.

10. On 26SEP13, Reporting Agent (RA) met with (b)(6), (b)(7)(C) to discuss access to (b)(6), (b)(7)(C) medical records on file with the Regional Medical Officer (RMO) at the U.S. Embassy in Pretoria. (b)(6), (b)(7)(C) stated that as (b)(6), (b)(7)(C) is under Chief of Mission authority, her medical records were in Department of State's custody and protected from unauthorized disclosure. Authority to release her medical records could only be granted by (b)(6), (b)(7)(C) herself by a signed medical record release (DoS Document #2211, Dated 06/03/06), or via subpoena. As (b)(6), (b)(7)(C) has signed a Victim's Preference Statement indicating her desire not to participate in an investigation, RA could not approach the victim to request access to her medical record on file with the RMO, Exhibit (11) pertains.

11. Due to the lack of investigative leads, the victim's wish not to participate in an investigation, and the lack of jurisdiction, NCIS has no additional investigative leads to pursue. All investigative leads have been exhausted. EUSA considers this investigation closed.

12. If new leads are developed this investigation will be reopened.

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